



MINUTES

County Council Meeting

April 20, 2020

Spartanburg County Council met on Monday, April 20, 2020, in the County Council Chambers, 366 N. Church Street, Spartanburg, SC, at 5:30 p.m. The following attended: Honorable Manning Lynch, Chairman; Honorables Michael Brown, Jack Mabry, David Britt, Whitney Farr, Bob Walker, and Roger Nutt, Council Members; along with Cole Alverson, County Administrator; Earl Alexander, Deputy County Administrator; John Harris, County Attorney; and Ginny Dupont, County Attorney.

In compliance with the Freedom of Information Act, notice of this meeting was provided in advance to the local news media and other interested parties.

The County Administration Building was closed for public meetings due to the Coronavirus (COVID-19) Pandemic. Meeting was live streamed via YouTube. Links and instructions for how to access this meeting via computer or mobile device were made available on the County's webpage and provided to the local media.

I.

Chairman Lynch called the meeting to order.

II.

Invocation was rendered by Chaplain Amos Durham.

III.

Honorable Bob Walker led the Pledge of Allegiance.

IV.

No Presentations were scheduled.

V.

No Employee Recognitions were scheduled.

VI.

- A. Motion made by Mr. Britt to approve the minutes of March 16, 2020 (Regular Meeting). Motion seconded by Mr. Brown and carried.
- B. Motion made by Mr. Walker to approve the minutes of April 1, 2020 (Public Health and Human Services Committee Meeting). Motion seconded by Mr. Farr and carried.
- C. Motion made by Mr. Walker to approve the minutes of April 6, 2020 (Special Meeting) with two small corrections recommended by Mr. Lynch. Motion seconded by Mr. Mabry and carried.

VII.

No Public Hearings were scheduled.

VIII.

- A. **Economic Recruitment and Development Committee** – (Honorable David Britt, Chairman)
 - 1. Motion made by Mr. Britt to adopt a Resolution authorizing the execution and delivery by Spartanburg County, South Carolina of a Fee In Lieu Of Tax Agreement with **Project Apple Valley**. Motion seconded by Mr. Brown and carried. Mr. Farr opposed.
 - 2. Motion made by Mr. Britt to render first reading to an Ordinance authorizing the execution and delivery of a Fee In Lieu Of Tax Agreement by and between Spartanburg County, South Carolina and **[Project Apple Valley]**. Motion carried. Mr. Farr opposed.
 - 3. Motion made by Mr. Britt to adopt a Resolution authorizing the execution and delivery by Spartanburg County, South Carolina of a Fee In Lieu of Tax Agreement with **Project Artie**. Motion carried. Mr. Farr opposed.
 - 4. Motion made by Mr. Britt to render first reading to an Ordinance authorizing the execution and delivery of a Fee In Lieu Of Tax Agreement by and between Spartanburg County, South Carolina and **[Project Artie]**. Motion carried. Mr. Farr opposed.
 - 5. Motion made by Mr. Britt to adopt a Resolution authorizing the Joinder of GCP Building 1, LLC to that certain Fee In Lieu Of Tax Agreement between Spartanburg County, South Carolina and **Global Commerce Park, LLC**. Motion carried. Mr. Farr opposed.
 - 6. Motion made by Mr. Britt to render first reading to an Ordinance authorizing the execution and delivery of a Fee In Lieu Of Tax Agreement by and between

Spartanburg County, South Carolina and **[Project Tennis]**. Motion carried. Mr. Farr opposed.

Mr. Britt stated these projects represent a \$41.4 million investment in Spartanburg County and an additional 15 new jobs. Most importantly, it makes a statement about the confidence companies moving here and existing companies expanding here have in Spartanburg County during these challenging times.

B. Personnel and Finance Committee (Honorable Bob Walker, Chairman)

1. Motion made by Mr. Walker to adopt a Resolution calling for a public hearing to be held upon the question of the issuance of not exceeding \$5,500,000 of General Obligation Bonds of the **Cherokee Springs Fire District**, South Carolina; providing for the publication of the notice of such public hearing; and other matters relating thereto. Motion carried.
2. Updated financial data and personnel vacancy reports were received.

C. Livability Committee – (Honorable Jack Mabry, Chairman)

1. During the Livability Committee meeting, Ms. Laura Ringo, Executive Director, Partners for Active Living, presented information in reference to a **BUILD Grant for Trail Development**. Motion made by Mr. Mabry to approve submittal of grant application for a BUILD Grant for Trail Development. Motion carried.
2. Information received regarding activities of the Parks Department.

D. Public Safety and Judiciary Committee – (Honorable Michael Brown, Chairman)

1. Motion made by Mr. Brown to authorize the Commission of **Mr. Michael Scott Heatherly**, Property Maintenance Division, as a Spartanburg County Code Enforcement Officer. Motion carried.
2. Updated information received regarding activities of Building Codes Department.

E. Land Use Committee (Honorable Roger Nutt, Chairman)

1. Updated Planning Department Reports on Development Activity were received.

F. Public Works, Buildings and Grounds Committee (Honorable Roger Nutt, Chairman)

1. Updated information received regarding activities of the Public Works Department.

IX.

- A. Motion made by Mr. Britt to render third reading to an Ordinance authorizing the execution and delivery of an amended and restated Fee In Lieu Of Tax Agreement by and between Spartanburg County, South Carolina and **Limelight Solar III, LLC**. Motion seconded by Mr. Brown and carried. Mr. Farr opposed.
- B. Motion made by Mr. Britt to render third reading to an Ordinance authorizing the execution and delivery of a Fee In Lieu Of Tax Agreement by and between

- Spartanburg County, South Carolina and **Southern States Packaging Company** (Project R7). Motion seconded by Mr. Nutt and carried. Mr. Farr opposed.
- C. Motion made by Mr. Walker to render third reading to an Ordinance to certify the former **Valley Falls Mill property** as a Textile Mill Site under the South Carolina Textiles Communities Revitalization Act. Motion seconded by Mr. Britt and carried.
 - D. Mr. Britt recused himself for this item due to conflict of interest, because he works for Tindall Corporation. Motion made by Mr. Nutt to render third reading to an Ordinance authorizing the execution and delivery of a Fee In Lieu Of Tax Agreement by and between Spartanburg County, South Carolina and **Tindall Corporation** [Project Storm Drain]. Motion seconded by Mr. Brown and carried. Mr. Farr opposed.
 - E. Mr. Britt recused himself for this item due to conflict of interest, because he works for Tindall Corporation. Motion made by Mr. Nutt to render second reading to an Ordinance to amend the Agreement for Development for Joint County Industrial Park by and between Spartanburg County and Cherokee County, South Carolina, so as to include additional property in Spartanburg County as part of the Joint County Industrial Park, and other matters relating thereto. (**Tindall Corporation, Partans, LLC, and Tyger Lake Spartanburg, LLC**) Motion seconded by Mr. Brown and carried. Mr. Farr opposed.
 - F. Motion made by Mr. Britt to render second reading to an Ordinance authorizing the execution and delivery of an amended and restated Special Source Revenue Credit Agreement by and between Spartanburg County, South Carolina and **Inland 85 Logistics Center, LLC**, and the execution and delivery of a Special Source Revenue Credit Agreement by and between Spartanburg County, South Carolina and **Lex Greer L.P.**, and other matters related thereto. Motion seconded by Mr. Brown and carried. Mr. Farr opposed.
 - G. Motion made by Mr. Brown to render second reading to an Ordinance authorizing the **Cherokee Springs Fire District**, South Carolina, to issue General Obligation Bonds in a principal amount not exceeding \$5,500,000, subject to a successful referendum in the district; and other matters relating thereto. Motion seconded by Mr. Walker and carried.
 - H. Motion made by Mr. Walker to render second reading to an Ordinance authorizing (i) the execution and delivery of a Corrective Deed for County property conveyed on November 19, 2019 to **Buffington Spartanburg AE700, LLC**, (ii) the conveyance of an access easement to South Carolina Department of Corrections, and (iii) the conveyance of a drainage easement to Buffington Spartanburg AE700, LLC; and other matters related thereto. Motion seconded by Mr. Nutt and carried.

X.

No Items were scheduled.

XI.

- A. The following Budget Amendment Resolutions were provided to County Council. Budget Amendment Number 127-10 sets up for use program income received from the following: HOME and CDBG participants in March 2020, as well as a payment from January 2020 that incorrectly posted and was corrected with journal entry Number 165. Budget Amendment Number 130-10 modifies the SC-DHEC Waste Tire Grant (42WT20) accepted by County Council at its August 2019 council meeting. Budget Amendment Number 133-10 – The Upstate Workforce Investment Board was awarded funding in the amount of \$4,350 to sponsor staff and partners that attended the SETA Spring Conference in Myrtle Beach, South Carolina, March 8-11, 2020. Budget Amendment Number 189-10 sets up budget for revenue received and interest posted for January – March 2020 in the Gambling, State Drug and Federal Drug Accounts. Budget Amendment Number 430-10 recognizes additional Home Detention fee revenue. Budget Amendment Number 432-10 recognizes revenue received by the Trinity Fire Department and establishes the corresponding expenditure budget.

Motion made by Mr. Walker to approve the Budget Amendment Resolutions provided to Council. Motion seconded by Mr. Brown and carried.

XII.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By:


A. Manning Lynch, Chairman

Attest:


Deborah C. Ziegler
Clerk to Council